

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation & CAD Department – Certain allegations against Sri L.Maqbul Saheb, Deputy Executive Engineer, now working as Deputy Executive Engineer, HNSS Division No.12, Madanapalli, Chittoor District – Departmental proceedings initiated – Impose the punishment of stoppage of one increment with cumulative effect against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 5

Dated 21-01-2010.

Read the following:-

1. Govt. Memo.No.28674/Ser.VI(1)/2007-1, dated 28-12-2007.
2. From the Engineer-in-Chief (AW), Hyderabad, Memo.No.Rc/ENC/S1(4)/54107/2007, dated 21-08-2008.
3. Inquiry Report from the Enquiry Officer & Superintending Engineer, AVR HNSS Circle No.2, Anantapur, Confidential Letter No.SE/AVR HNSS.2/ ATP/Supdt./SA4/70C, dated 27-12-2008 addressed to the Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.
4. Govt. Memo.No.28674/Ser.VI(1)/2007-6, dated 11-05-2009.
5. Representation from Sri L.Maqbul Saheb, Dy.Executive Engineer, dated 09-06-2009.
6. Govt. Letter No.28674/Ser.VI(1)/2007-10, dated 15-09-2009.
7. From the Secretary, A.P.Public Service Commission, Hyderabad, Letter No.836/RT-I/1/2009, dated 21-12-2009.

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ORDER:

On receipt of a petition from one Sri Kalikiri, Chittoor District, a discreet enquiry was conducted by the investigating agency, and the enquiry report thereof was furnished to the Government. After careful examination of the discreet enquiry report, two charges were framed against Sri L.Maqbul Saheb, Dy.Executive Engineer, one that of not informing the Government about the property transactions and not obtaining the prior permission of the Government for the same, and the other pertaining to non-submission of annual property returns to the Government, thus contravening Rules 3(1) & 3(2), and 9(1) & 9(7) of A.P.Civil Services (Conduct) Rules, 1964.

2. In the reference 1st read above, the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad, was directed to take necessary action for initiation of departmental action against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer as per the procedure laid down under the provisions of the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991, and send the report of the Enquiry Officer to Government for further necessary action in the matter.

3. In the reference 2nd read above, orders were issued by the Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad, appointing the Superintending Engineer, A.V.R.H.N.S.S.Circle No.2, Anantapur as Inquiring Authority to inquire into the charges framed against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer.

(P.T.O.)

4. In the reference 3rd read above, the Enquiry Officer in his enquiry report, observed against the Charge No.2, that the property statements for the year ending 2003, 2004 and 2005 through the Project Director, DWMA, Chittoor, and for the years 2006 and 2007 through the Executive Engineer, AVR HNSS Division No.12, Madanapalle, were duly submitted by the Charged Officer through proper channel. As against the Charge No.1 relating to not obtaining prior permission of the Government for property transactions, the Enquiry Officer merely stated that prior permission for the acquisition of the two house sites and construction of a building in one of the sites, was sought for by the Charged Officer. On the other hand, it was noticed that in case of the Charged Officer, the date of application for permission to purchase a house plot measuring 88 Sq. Yards in Sy.No.281 in Madanapalli, was 15-02-2004, and the date of registered sale-deed pertaining to the purchase of the said plot was 09-03-2004. Thus, while it is correct that the Charged Officer applied for prior permission of the Government for the intended property transaction, he neither had such permission in hand, nor waited for one month from the date of such application, before going ahead with the transaction for which the application had been made under Rule 9(1) of A.P.Civil Services (Conduct) Rules, 1964.

5. After careful examination of the matter, Government have taken a provisional decision, to impose a major penalty of cut in one increment with cumulative effect against Sri. L.Maqbul Saheb, Dy.Executive Engineer for contravention of Rules 3(1) & 3(2), and 9(1) & 9(7) of A.P.Civil Services (Conduct) Rules, 1964, duly accepting the findings of the Enquiry Officer in his report.

6. In the reference 4th read above, while communicating a copy of the Enquiry Report in terms of Rule 21(2) of A.P.Civil Services (CC&A) Rules, 1991, the charged officer, Sri L.Maqbul Saheb, Dy.Executive Engineer, was informed that the Government have taken a provisional decision to impose a major penalty against him, and a show cause notice was served to the charged officer with a direction to submit his representation if any, as to why a major penalty should not be imposed against him, within 15 days, for taking necessary action.

7. In the reference 5th read above, the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer has submitted his representation to Government and requested to change the provisional decision of the Government in a considerable manner, as he has acted sincerely with reference to the Principles of rules.

8. After careful examination of the representation of the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer, it has been decided that the charged officer has not put forth any valid argument against the proposed penalty, and therefore, the Secretary, A.P.Public Service Commission was requested to obtain the concurrence of the Commission on the proposed major penalty i.e., cut in one increment with cumulative effect against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer, now working as Dy.Executive Engineer, HNSS Division No.12, Madanapalli, Chittoor District vide reference 6th read above.

9. In the reference 7th read above, the Secretary, A.P.Public Service Commission, Hyderabad has agreed with the proposal of the Government to impose punishment of stoppage of one increment with cumulative effect against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer.

Contnd..3.

10. Government have examined the entire matter carefully and decided to impose the punishment of stoppage of one increment with cumulative effect against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer now working as Dy.Executive Engineer, HNSS Division No.12, Madanapalli, Chittoor District. Accordingly, it is hereby order to impose the punishment of stoppage of one increment with cumulative effect against the charged officer Sri L.Maqbul Saheb, Dy.Executive Engineer now working as Dy.Executive Engineer, HNSS Division No.12, Madanapalli, Chittoor District.

11. The receipt of the G.O., may please be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri L.Maqbul Saheb, Dy.Executive Engineer through the Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

The Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

Copy to:

The Secretary, A.P.Public Service Commission, Hyderabad.

The Secretary, A.P.Vigilance Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER